

Before The  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

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Federal Communications Commission  
Office of Secretary

In the Matter of: )  
 )  
Amendment of Section 73.202(b), )  
Table of Allotments, )  
FM Broadcast Stations. )  
(Tullahoma, Tennessee) )

MM Docket No. 96-213 <sup>1</sup>

DOCKET FILE COPY ORIGINAL

To: Chief, Allocations Branch  
Mass Media Bureau

COMMENTS AND CONTINGENT COUNTER-PROPOSAL

Big River Broadcasting Corporation ("Big River"), licensee of WQLT-FM, WSBM and WXFL(FM), Florence, Alabama, herewith submits these comments and a contingent counter-proposal. In support, the following is shown:

SUMMARY

1. Big River opposes the allotment of Channel 296A at Tullahoma, Tennessee, because Big River's application for license BLH-960617KA, for WQLT-FM, Channel 297C1 facilities at Florence, Alabama, has been dismissed. The proposed allotment at Tullahoma is, therefore, short-spaced to WQLT-FM's licensed Class C

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<sup>1</sup> The Notice of Proposed Rule Making released October 18, 1996, DA 96-1697, referenced MM Docket No. 96-123. However, this was a typographical error. According to the FCC database, the correct docket number is 96-213.

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transmitter site. Big River requests that the Commission dismiss the petition for rulemaking tendered by Tri-County Broadcasting Company, Inc. ("Tri-County") and terminate this proceeding without amending the FM Table of Allotments.

2. However, if the Commission does not terminate this proceeding, and given that it has set December 9, 1996, as a deadline for counter-proposals, then Big River submits what it considers a superior allotment proposal -- a first local service on Channel 296A at Lynchburg, Tennessee.

#### BACKGROUND

3. By way of background, on March 22, 1996, Big River and H-M-S Broadcasting Co. ("H-M-S"), licensee of WDXE-FM, Lawrenceburg, Tennessee, tendered simultaneously the following three FCC Form 301 applications for construction permits for minor modification of the WQLT-FM, WDXE-FM, and WXFL-FM facilities:

|                           |                        |
|---------------------------|------------------------|
| WQLT-FM, Florence, AL     | File No. BPH-960322ID  |
| WDXE-FM, Lawrenceburg, TN | File No. BPH-960322IB  |
| WXFL(FM), Florence, AL    | File No. BPH-960322IF. |

The three applications were submitted as a package, and they were accepted for filing by the Commission. The applications, collectively, provide for the downgrade of WQLT-FM from Channel 297C to Channel 297C1; the modification of WDXE-FM from Channel 240A to Channel 294A (which would permit WDXE-FM to increase

facilities to full Class A status), and the upgrade of WXFL-FM from Channel 241A to Channel 241C2. The net effect of the three applications is an increase in service to over 193,000 additional persons.

4. Originally, prior to the filing of the three Form 301 applications, the FCC staff had indicated that they would process and grant the WQLT-FM and WDXE-FM applications concurrently. Then, upon tender of the FCC Form 302-FM applications for license, the Commission would complete processing of the WXFL-FM application.

5. Instead, the Commission granted the WQLT-FM application for construction permit and advised that once Big River filed an FCC Form 302-FM application for license to cover the WQLT-FM construction permit, then the Commission would grant simultaneously the WQLT-FM license application, the WDXE-FM application for CP, and the WXFL-FM application for CP.

6. Big River reduced power, consistent with the terms of the WQLT-FM construction permit and consistent with the staff instructions. Big River tendered an application for license (File No. BLH-960617KA).

7. Thereafter, on June 26, 1996, D. Mitchell Self Broadcasting, Inc. ("Self"), licensee of WSHK(FM), Russellville, AL and of WLAY-AM-FM, Muscle Shoals, Alabama, filed an "Informal Objection" against the WDXE-FM and WXFL-FM applications. Self's three broadcast stations -- WSHK-FM, WLAY, and WLAY-FM -- are

direct competitors with Big River's stations. Thus, Self has a private interest in preventing the upgrade of WXFL(FM) and wide-area expansion of its service area, while trying to lock-in the downgrade of WQLT-FM.

8. Concurrently, Self tendered on June 26, 1996, a "Petition for Rulemaking" proposing the allotment of Channel 294A at Pulaski, Tennessee. That Pulaski Petition presumed the final downgrade of WQLT-FM from Channel 297C to Channel 297C1 and conflicted with the prior-filed application for modification of WDXE-FM to operate on Channel 294A. The FCC has, correctly, taken no action on this Pulaski Petition, inasmuch as it was defective when filed.<sup>2</sup>

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<sup>2</sup> Self's "Petition For Rulemaking" violates Section 73.208(a)(3)(iii) of the Rules and Regulations, because it was filed after the date of receipt of the WDXE-FM application. Conflicts Between Applications and Petitions for Rulemaking to Amend the FM Table of Allotments (MM Docket No. 91-348), 7 FCC Rcd. 4917, 70 RR 2d 1641 (1992), reconsideration, 8 FCC Rcd. 4743, 73 RR 2d 222 (1993). Therefore, Commission policy requires dismissal of Self's June 26, 1996, "Petition For Rulemaking" as defective. The Commission concluded in MM Docket No. 91-348 that "we are of the view that FM applications should receive protection from conflicting rulemaking proposals at the same time that they receive such protection from other mutually exclusive applications." Id., 7 FCC Rcd. at 4919, 70 RR 2d at 1644. Accordingly, the Commission concluded that minor change applications, such as those filed by Big River and H-M-S, "will be protected from conflicting rulemaking proposals on the date they are received at the Commission." Id. Moreover, under Section 1.65(a) of the FCC Rules and Regulations, the WDXE-FM and WXFL-FM applications remain "pending" before the Commission "until a Commission grant or denial of the application is no longer subject to reconsideration by the Commission or to review by any court."

9. In addition, Self tendered another petition for rulemaking proposing the allotment of Channel 293A at Clifton, Tennessee. The FCC released a Notice of Proposed Rule Making on August 2, 1996, in MM Docket No. 96-163, DA 96-1187. While Self had originally presumed the final downgrade of WQLT-FM and had proposed a site short-spaced to the licensed WQLT-FM Class C facilities, in its NPRM the Commission proposed a different reference point that fully protects WQLT-FM's licensed Class C facilities. For that reason, Big River did not object to the proposed Clifton allotment.

10. Tri-County tendered its Petition for Rule Making on August 28, 1996. The FCC released on October 18, 1996, the Notice of Proposed Rule Making ("NPRM") in this proceeding, setting a December 9, 1996, Comment date.

11. By letter dated November 26, 1996, (Ref. No. 1800B3-DEB/PHD), a copy of which is attached, the Commission staff dismissed the WDXE-FM and WXFL-FM applications for construction permits, reversing its prior position and maintaining that the applications were "contingent" in violation of Section 73.3517 of the Rules and Regulations. The last sentence of the letter states "Big River Broadcasting Corporation's application for a covering Class C1 license for WQLT-FM is retained in pending status."

12. Big River and H-M-S will seek timely administrative reconsideration or review of the dismissal of the

WDXE-FM and WXFL-FM applications and request reinstatement and grant of the WDXE-FM and WXFL-FM applications. The deadline for filing the administrative appeal falls after the December 9, 1996, comment deadline in this proceeding.

13. However, the Commission staff has indicated to Big River that if Big River allows the WQLT-FM license application to remain pending, then the Commission could grant it at any time, thereby permanently downgrading WQLT-FM. The staff also indicated that the Commission might grant the WQLT-FM license application even if Big River were to request that the Commission continue to hold the license application in pending status until final resolution of the litigation over the dismissal of WDXE-FM and WXFL-FM CP applications. Thus, to insure that WQLT-FM remains a Class C station during the pendency of the litigation, Big River had no choice but to dismiss the WQLT-FM license application, and it did so. A copy of that letter is attached.

14. Big River did **NOT**, however, return the WQLT-FM construction permit BPH-960322ID for cancellation. That construction permit is still outstanding. It expires December 14, 1997. Big River will seek extension of that construction permit if the litigation has not terminated by final order before that date. If the order dismissing the WDXE-FM and WXFL-FM applications becomes a final order, then Big River will return the WQLT-FM construction permit for cancellation.

15. Big River has returned WQLT-FM to its full Class C licensed power level.

**THE FCC MUST TERMINATE THIS PROCEEDING**

16. Accordingly, given the dismissal of the WQLT-FM license application, there is no legal or technical basis for continuation of this proceeding. This proceeding directly conflicts with the WQLT-FM Class C licensed facilities. Tri-County's request is short-spaced to the WQLT-FM licensed Class C facilities. For that reason, this proceeding should be terminated immediately.

**CONTINGENT COUNTER-PROPOSAL**

17. Section 1.420(d) of the Rules and Regulations requires that "Counterproposals shall be advanced in initial comments only and will not be considered if they are advanced in reply comments." This is echoed in Paragraph 3(a) of the Appendix to the NPRM.

18. Accordingly, even though Big River maintains that this proceeding should be terminated immediately, it must also recognize that the FCC has adopted and released the NPRM, and that under the Rules and Regulations and under the terms of the NPRM, counter-proposals may, indeed must, be tendered up to and

including December 9, 1996. They cannot be advanced at a later date.

19. Therefore, in order for Big River to advance any proposal that conflicts with the allotment of Channel 296A at Tullahoma, Tennessee, it must do so now, notwithstanding its position that this proceeding should be terminated.

20. Accordingly, attached is an engineering statement, supporting allotment of Channel 296A at Lynchburg, Tennessee, (Pop. 4,721) as a first local radio broadcast service.

21. The present intention of Big River's principals is to cause an application to be filed for Channel 296A at Lynchburg, Tennessee, if it is allotted, and, if authorized, to build a station promptly. The principals will not file through the Big River corporate entity, but through a separate entity -- Lynchburg Broadcasting Company -- to be created.

22. Big River submits this counter-proposal on a contingent basis -- contingent on the continuation of this proceeding. If this proceeding is terminated, as Big River has requested, then Big River recognizes that the Commission will give no consideration to this counter-proposal.

WHEREFORE, Big River requests that the Chief terminate this proceeding.

Respectfully Submitted,

**BIG RIVER BROADCASTING CORP.**

by Harold K. McCombs, Jr.  
Harold K. McCombs, Jr.

Its Attorney

December 9, 1996

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**FCC Letter Dated  
November 26, 1996  
Ref. No. 1800B3-DEB/PHD**

**Federal Communications Commission  
Washington, D.C. 20554**

November 26, 1996

*In reply refer to:*  
1800B3-DEB/PHD

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In re: WDXE-FM, Lawrenceburg, TN  
H-M-S Broadcasting Co.  
BPH-960322IB

WXFL, Florence, Alabama  
Big River Broadcasting Corp.  
BPH-960322IF

WQLT-FM, Florence, AL  
Big River Broadcasting Corp.  
BLH-960617KA

Dear Counsel:

Before the staff is a June 26, 1996 informal objection filed by D. Mitchell Self Broadcasting, Inc. ("Self"), licensee of WLAY (AM) and WLAY-FM, Muscle Shoals, AL against the above-referenced applications of H-M-S Broadcasting Co. ("HMS") and Big River Broadcasting Corporation ("Big River") for construction permits for stations WDXE-FM, Lawrenceburg, TN and WXFL, Florence, AL, respectively. For the reasons set forth below,

we grant the informal objection to the extent indicated herein and dismiss the WDXE-FM and WXFL applications (collectively, the "WDXE-FM and WXFL Applications").

### **Background**

On March 22, 1996, Big River and HMS filed three related applications. On this date Big River, also the licensee of WQLT-FM, Florence, AL filed an application to downgrade that station from Class C to Class C1 at its present transmitter site. File No. BPH-960322ID. Big River also filed the WXFL "one step" construction permit application to upgrade from Class A to Class C2 on Channel 241. HMS filed its above-referenced "one step" application for construction permit, to change from Channel 240A to Channel 294A (the I.F. channel), and increase effective radiated power from 3.0 kW to 6.0 kW. The staff granted Big River's WQLT-FM application on June 14, 1996. See *Public Notice*, Report No. 43763, released June 19, 1996. Subsequently, on June 17, 1996, WQLT-FM filed the above-referenced license application to cover that construction permit. On June 26, 1996 Self filed a petition for rulemaking for a new Class A station on Channel 294 in Pulaski, TN. The Pulaski rulemaking conflicts with the WDXE-FM "one step" application.

### **The Informal Objection**

Self alleges that the WDXE-FM and WXFL Applications were contingent as of the date of filing, and thus prohibited pursuant to 47 C.F.R. § 73.3517. Therefore, Self urges dismissal of the WDXE-FM and WXFL Applications. In the event that these applications are not dismissed, Self requests that the Commission treat them as counterproposals in the Pulaski rulemaking. Big River and HMS contend in their July 3, 1996 opposition to informal objection that Self's Pulaski rulemaking petition is defective and that the contingent application rule does not apply where several licensees file "integrally-related interdependent applications...as a single package."

### **Discussion**

The WDXE-FM and WXFL Applications are contingent. It is clear from the "Statement Regarding Applications" submitted with each of the referenced applications that HMS and Big River recognized that grant of the WDXE-FM and WXFL Applications was contingent on the WSLT-FM downgrade.<sup>1</sup> Their contention that Section 73.3517 is inapplicable is without merit. The claim that the rule applies only where applications are in separate "proceedings" ignores the plain language of the rule. The assertion that there is "mutual interdependence" among the referenced applications is simply to give a different name to that which Section 73.3517 is intended to foreclose, namely, requesting the Commission to take no action on one application until a contingency, here the grant of an application that would eliminate a rule violation, is removed.

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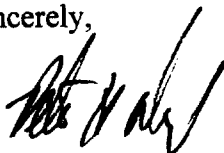
<sup>1</sup> Neither Big River nor HMS sought a waiver of the contingent application rule.

The examples relied on by Big River and HMS do not establish that the Commission properly accepted the WDXE-FM and WXFL Applications. Examples 17 and 19, *see Mass Media Bureau Offers Examples of the Treatment of Applications Filed Under the New "One Step" Process Including Treatment of Conflicts Between Petitions for Rule Making to Amend Part 73.202(b) and FM New and Major Change Applications, Public Notice No. 34706, 73 RR 2d 1474, 1477 (M.M.Bur. 1993)*, do not involve contingent applications and thus, are inapposite. Finally, neither HMS nor Big River is entitled to an opportunity to amend their applications to remove the conflict with the currently licensed facilities of WQLT-FM. *See Modification of Processing Rules for Commercial FM Broadcast Applications, 7 FCC Rcd 5074, 5078 (1992) (citing related inconsistent application rule, 47 C.F.R. § 73.3518, as an example of a defect which cannot be cured by amendment under the relaxed "hard look" processing rules).*<sup>2</sup>

### Conclusion

For the foregoing reasons, we conclude that the "one step" applications of H-M-S Broadcasting Company and Big River Broadcasting Corporation for construction permits for WDXE-FM and WXFL are in violation of Section 73.3517, grant the informal objection of D. Michael Self Broadcasting, Inc. on this basis, and find that these applications were inadvertently accepted for filing. Accordingly, it is ORDERED that the WDXE-FM and WXFL "one step" applications are DISMISSED. Big River Broadcasting Corporation's application for a covering Class C1 license for WQLT-FM is retained in pending status.

Sincerely,



Peter H. Doyle, Assistant Chief  
Audio Services Division  
Mass Media Bureau

cc: Allocations Branch

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<sup>2</sup> Big River's and HMS's contention that Self's Pulaski rulemaking is defective is not relevant to our action on the referenced applications.

**Big River Letter Dated  
December 4, 1996**

*Law Offices*  
*Duncan, Weinberg, Miller & Pembroke, P. C.*

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December 4, 1996

William F. Caton, Acting Secretary  
Federal Communications Commission  
Washington, D.C. 20554

Re: WQLT-FM, Florence, Alabama  
File No. BLH-960617KA  
Application for License

Dear Mr. Caton:

On behalf of Big River Broadcasting Corp., licensee of FM broadcast station WQLT-FM, Florence, Alabama, and applicant referenced above, we herewith transmit the attached letter executed by the Vice President of the company.

Big River herewith dismisses the WQLT-FM license application effective immediately.

Please note that Big River is **NOT**, by this letter, returning for cancellation the Construction Permit BPH-960322ID. That authorization does not expire until December 14, 1997.

Should there be any questions, please contact the undersigned.

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William F. Caton, Acting Secretary  
December 4, 1996  
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Very truly yours,

*Harold K. McCombs*

Harold K. McCombs, Jr.

HKM:go

Enclosure

cc: Peter Doyle (Room 302)  
Dennis Williams (Room 332)  
Robert Greenberg (Room 332)  
Dale Bickel (Room 332)  
Pam Blumenthal (Room 565)  
Leonard Joyce, Esquire

**624 SAM PHILLIPS STREET  
FLORENCE, ALABAMA 35631**

**December 3, 1993**

William Caton, Acting Secretary  
Federal Communications Commission  
Washington, D.C. 20554

**Re: WQLT-FM, Florence, Alabama  
File No. BLH-960617KA**

Dear Mr. Caton:

Big River Broadcasting Corporation ("Big River"), licensee of WQLT-FM and WXFL-FM, Florence, Alabama, and applicant referenced above for a license to cover Construction Permit BPH-960322ID for minor modification of WQLT-FM, herewith dismisses this pending license application.

By way of background to this action, Big River and H-M-S Broadcasting Co. ("H-M-S"), licensee of WDXE-FM, Lawrenceburg, Tennessee, tendered simultaneously the following applications for construction permits for minor modification of the WQLT-FM, WDXE-FM, and WXFL-FM facilities:

|          |                  |                       |
|----------|------------------|-----------------------|
| WQLT-FM  | Florence, AL     | File No. BPH-960322ID |
| WDXE-FM  | Lawrenceburg, TN | File No. BPH-960322IB |
| WXFL(FM) | Florence, AL     | File No. BPH-960322IF |

The three applications were submitted as a package, and they were accepted for filing by the Commission. The applications, collectively, provide for the downgrade of WQLT-FM from Class C to Class C1 status; the modification of WDXE-FM from Channel 240A to Channel 294A (which would permit WDXE-FM to increase facilities to full Class A status), and the upgrade of WXFL-FM from Class A to Class C2 status. The net effect of the three applications is an increase in service to over 193,000 additional persons.

Originally, the FCC staff had indicated that they would process and grant the WQLT-FM and WDXE-FM applications concurrently. Then, upon tender of the FCC Form 302-FM applications for license, the Commission would complete processing of the WXFL-FM application.

William Caton, Acting Secretary  
December 3, 1996  
Page 2

Instead, The Commission granted the WQLT-FM application for construction permit and advised that once an FCC Form 302-FM application for license -- the instant application -- was filed to cover the WQLT-FM construction permit, then the Commission would grant simultaneously the WQLT-FM license application, the WDXE-FM application for CP, and the WXFL-FM application for CP.

Nevertheless, by letter dated November 26, 1996, (Ref. No. 1800B3-DEB/PHD), a copy of which is attached, the Commission dismissed the WDXE-FM and WXFL-FM applications for construction permits. The last sentence of the letter states "Big River Broadcasting Corporation's application for covering Class C1 license for WQLT-FM is retained in pending status."

Big River and H-M-S will seek administrative reconsideration or review of the dismissal of the WDXE-FM and WXFL-FM applications and request reinstatement and grant of the WDXE-FM and WXFL-FM applications.

However, the dismissal of the WDXE-FM and WXFL-FM applications has created a dilemma for Big River with regard to the pending WQLT-FM license application. Big River does not want the FCC to grant the pending WQLT-FM license application if the Commission will not grant the companion CP applications to upgrade WDXE-FM and WXFL-FM. Big River and H-M-S must appeal the staff dismissal of the WDXE-FM and WXFL-FM applications in order to try to obtain grants of these two applications. Yet the staff has indicated to Big River's counsel that if the WQLT-FM license application remains pending, it could be granted at any time, even if Big River were to request that the Commission hold the license application in pending status until final resolution of the litigation over the dismissal of WDXE-FM and WXFL-FM CP applications. Thus, the only way to insure that WQLT-FM remains a Class C station during the pendency of the litigation is to dismiss the WQLT-FM license application.

So that Big River's position and intentions are abundantly clear, Big River has never sought or desired and does not want the downgrade of WQLT-FM separate or apart from the upgrade of WXFL-FM. The loss of WQLT-FM service to 7,810 persons and the loss of protection as a full Class C station would be offset by the public interest benefit resulting from the increase in WXFL-FM service to 186,747 additional persons, coupled with

William Caton, Acting Secretary  
December 3, 1996  
Page 3

the increase in service by WDXE-FM to 14,248 additional persons. There would be no public interest benefit to an isolated downgrade of WQLT-FM and the loss of service, without the companion improvements in service over WDXE-FM and WXFL-FM.

Big River does not want the WQLT-FM license application granted at this time. Big River would prefer that the license application remain in pending status so that Big River and H-M-S can pursue their procedural rights with regard to the dismissal of the WDXE-FM and WXFL-FM applications, and so that the FCC can grant those applications immediately and expeditiously, as had been contemplated at the time of the WQLT-FM grant on June 14, 1996. However, inasmuch as the Commission cannot guarantee that the license application would remain in pending status for the duration of the litigation, Big River herewith dismisses the license application to avoid the isolated downgrade of WQLT-FM.

Big River does not, by this action, return the construction permit BPH-960322ID for cancellation. That construction permit expires December 14, 1997, and Big River will seek extension of that construction permit if the litigation has not terminated by that date.

Big River will immediately return WQLT-FM to its licensed power level. Upon reinstatement of the WDXE-FM and WXFL-FM applications, Big River will again reduce power and retender the license application.

Respectfully Submitted,

**BIG RIVER BROADCASTING CORPORATION**

by   
Jerry L. Phillips, Vice President

Dated December 3, 1996

**Technical Statement**  
**Channel 296A**  
**Lynchburg, Tennessee**

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***Prepared by:  
Kirk A. Tollett  
Commsouth Media, Inc.  
P.O. Box 810  
Crossville, Tennessee 38557***

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**Technical Statement**

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**Petition for Rule Making**

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**Lynchburg, Tennessee**

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**TECHNICAL STATEMENT**  
In support of  
**PETITION FOR RULE MAKING**  
**Lynchburg Broadcasting Company**  
**Lynchburg, Tennessee**  
**December, 1996**

**INTRODUCTION**

This technical statement has been prepared on behalf of Lynchburg Broadcasting Company, in support of a Petition for Rule Making, requesting a change in the FM Table of Assignments, Paragraph 73.202(b) of the FCC Rules as follows:

| City                 | Channel Number |          |
|----------------------|----------------|----------|
|                      | Present        | Proposed |
| Lynchburg, Tennessee |                | 296A     |

As can be gleaned from the attached Figures, Channel 296A can be added to the Federal Communications Commission Table of Assignments with out the necessity of any other changes and without the creation of any new preclusion area.

**DISCUSSION**

Figure 1, is a computer generated allocation study using the Commission's specified method of distance computations, demonstrating the assignability of FM Channel 296A to Lynchburg, Tennessee. The information contained in Figure 1, was utilized to determine the Clearance Area outlined in Figure 2.

Figure 2 is a computer generated 1:500,000 map, the center of which represents the reference coordinates utilized in the preparation of this Report. The geographic coordinates selected for this study were:

N 35° 17' 01"

W 86° 22' 02"

Figure 2, details the area of Lynchburg and the pertinent arcs from all co-channel as well as adjacent channel facilities, allocated, assigned or operational within 300 kilometers of the proposed allocation. For purposes of demonstrating clearance, the present license and allocation for WQLT-FM on Channel 297C at Florence, Alabama have been ignored. The Commission should note that WQLT-FM has an outstanding Construction Permit for operation on Channel 297C1, and that site is fully protected by this study. Based on Figure 2 it is believed that there is ample clearance area (highlighted in yellow) to locate a tower site that would place the required unobstructed city grade signal, (70 dBu), over the entire Community of Lynchburg, Tennessee. Figure 3 demonstrates the calculated city grade signal (70 dBu) of the proposed facility utilizing a hypothetical tower, with a center of radiation 100 meters above average terrain and an effective radiated power of six kilowatts from the reference coordinates used in this petition.

### **CONCLUSION**

Based on this information, and the figures that are included in this Report, we believe that the proposed assignment would be in full compliance with the Federal Communications Commission's Rules, and that Channel 296A could be assigned to Lynchburg, Tennessee as that communities first local broadcast service.

Therefore, Lynchburg Broadcasting Company, respectfully requests amendment of the Commission's Table of Assignments, Section 73.202(b), and will promptly apply for a construction permit, should the Federal Communications Commission make the requested assignment.

Respectfully,



Kirk A. Tollett  
Consultant to Lynchburg Broadcasting Company  
December 3, 1996

**FIGURE 1**  
**FM SEPARATION STUDY**  
**LYNCHBURG BROADCASTING COMPANY**  
**NEW FM CHANNEL 296 CLASS A**  
**LYNCHBURG, TENNESSEE**

FM search of channel 296A6 (107.1 MHz), at N. 35 17 1, W. 86 22 2.

Searching Channel 296A6 (107.1 MHz):

| CALL   | CITY         | ST | CHN | CL | S | DIST  | SEPN  | BRNG   | CLEARANCE |
|--------|--------------|----|-----|----|---|-------|-------|--------|-----------|
| ALC    | Murfreesboro | TN | 242 | C1 | U | 89.2  | 21.0  | 355.8° | 68.2      |
| WRMX   | Murfreesboro | TN | 242 | C1 | L | 89.2  | 21.0  | 355.8° | 68.2      |
| ALC    | Chattanooga  | TN | 243 | C  | U | 96.3  | 28.0  | 98.1°  | 68.3      |
| WDODFM | Chattanooga  | TN | 243 | C  | L | 96.3  | 28.0  | 98.1°  | 68.3      |
| WTAK-1 | Normal       | AL | 293 | D  | A | 62.4  | 0.0   | 194.0° | 62.4      |
| ALC    | Chattanooga  | TN | 293 | C  | U | 96.4  | 95.0  | 98.1°  | 1.4       |
| WSKZ   | Chattanooga  | TN | 293 | C  | L | 96.4  | 95.0  | 98.1°  | 1.4       |
| ALC    | Lawrenceburg | TN | 294 | A  | V | 85.5  | 31.0  | 268.0° | 54.5      |
| W294AD | Pulaski      | TN | 294 | D  | L | 61.2  | 0.0   | 262.1° | 61.2      |
| WAOF   | Mount Juliet | TN | 294 | A  | C | 102.6 | 31.0  | 344.6° | 71.6      |
| WDXEFM | Lawrenceburg | TN | 294 | A  | A | 85.5  | 31.0  | 268.0° | 54.5      |
| ALC    | Birmingham   | AL | 295 | C  | U | 203.0 | 165.0 | 191.3° | 38.0      |
| WODL   | Birmingham   | AL | 295 | C  | L | 203.0 | 165.0 | 191.3° | 38.0      |
| ALC    | Monterey     | TN | 295 | C2 | U | 150.5 | 106.0 | 49.7°  | 44.5      |
| WKXDFM | Monterey     | TN | 295 | C2 | L | 137.6 | 106.0 | 47.6°  | 31.6      |
| ALC    | Rockmart     | GA | 296 | C2 | U | 170.8 | 166.0 | 132.3° | 4.8       |
| WTSHEM | Rockmart     | GA | 296 | C2 | L | 170.7 | 166.0 | 132.2° | 4.7       |
| ALC    | Smiths Grove | KY | 296 | C2 | U | 172.4 | 166.0 | 2.7°   | 6.4       |
| WBLG   | Smiths Grove | KY | 296 | C2 | L | 173.3 | 166.0 | 3.2°   | 7.3       |
| ALC    | Florence     | AL | 297 | C  | U | 140.5 | 165.0 | 241.2° | -24.5     |
| WQLT   | Florence     | AL | 297 | C  | L | 140.5 | 165.0 | 241.2° | -24.5     |
| WQLT   | Florence     | AL | 297 | C1 | C | 140.5 | 133.0 | 241.2° | 7.5       |
| ALC    | Spencer      | TN | 297 | A  | U | 96.4  | 72.0  | 57.8°  | 24.4      |
| WWEE   | Spencer      | TN | 297 | A  | L | 87.6  | 72.0  | 61.1°  | 15.6      |
| W298AF | Haden        | AL | 298 | D  | A | 74.7  | 0.0   | 190.6° | 74.7      |
| W298AF | Haden        | AL | 298 | D  | C | 73.0  | 0.0   | 190.4° | 73.0      |
| ALC    | Lebanon      | TN | 298 | C1 | U | 115.4 | 75.0  | 340.5° | 40.4      |
| WRVW   | Lebanon      | TN | 298 | C1 | L | 115.4 | 75.0  | 340.5° | 40.4      |
| ALC    | Birmingham   | AL | 299 | C  | U | 173.9 | 95.0  | 188.1° | 78.9      |
| WENNFM | Birmingham   | AL | 299 | C  | L | 173.9 | 95.0  | 188.1° | 78.9      |
| W299AE | McMinnville  | TN | 299 | D  | L | 70.4  | 0.0   | 49.6°  | 70.4      |

# RadioSoft Allocation Display

ESC=Exit  
C=Cities  
Sp=List  
5=County  
6=Roads  
7=Water  
8=Water  
P=ClrPrt

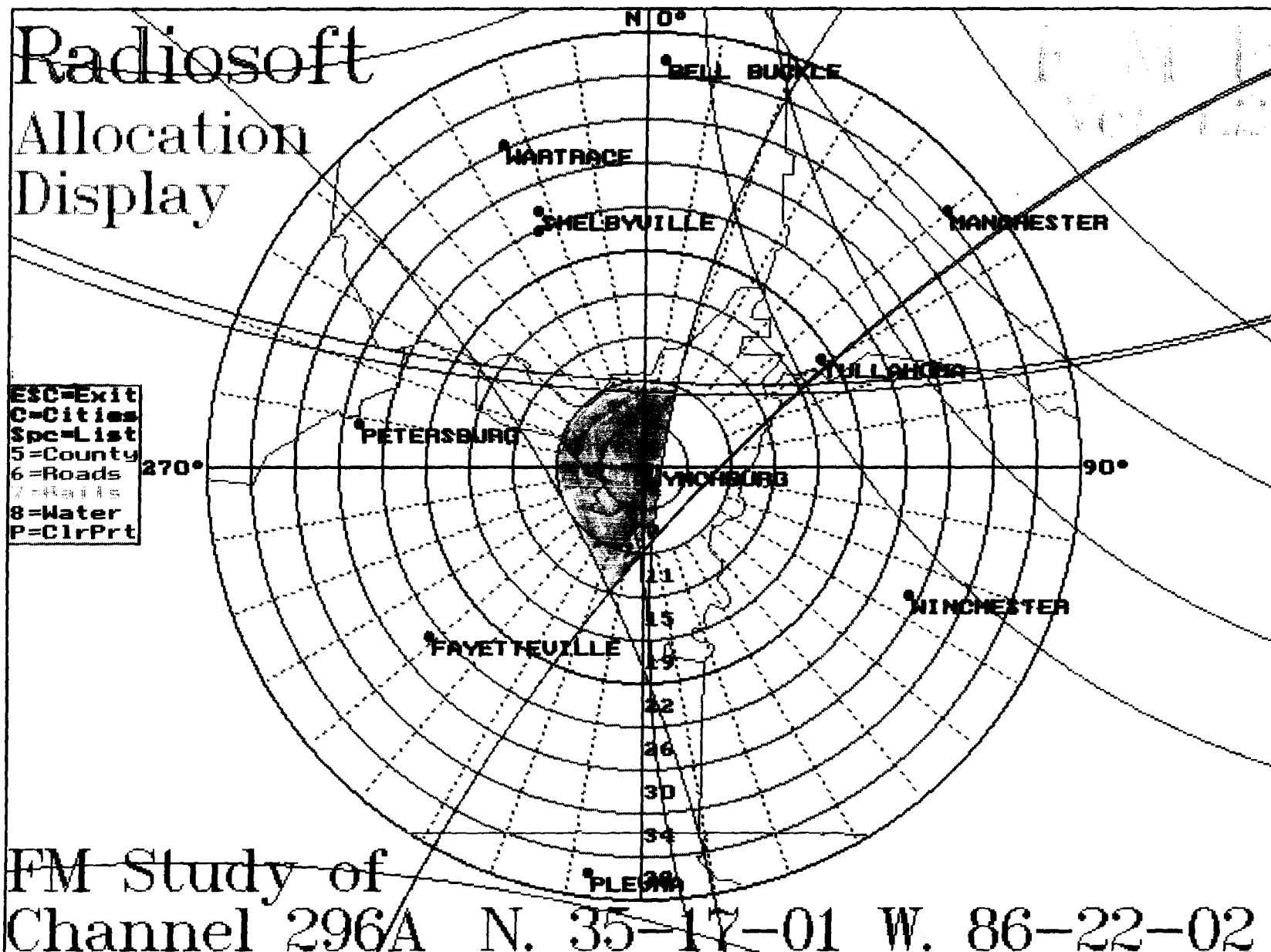


FIGURE 2  
FM SEPARATION STUDY MAP  
NEW-FM CHANNEL 296 A  
LYNCHBURG, TENNESSEE